

(21)  
12-21-01  
MTA

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

**MICHAEL A. SHAFFER,**

**Plaintiff**

v.

**SUSAN GRAYBILL AS AN  
INDIVIDUAL AND AS  
ADMINISTRATRIX OF THE  
ESTATE OF DENNIS M. GRAYBILL,  
MINUTEMAN PRESS  
INTERNATIONAL, INC. and  
ROBERT EMMETT,**

**Defendants**

**CIVIL NO. 01-CV-1065**

**FILED**  
HARRISBURG, PA

DEC 21 2001

MARY E. D'ANDREA, CLERK  
Per MTA  
Deputy Clerk

**ORDER**

In accordance with the accompanying memorandum of law, **IT IS  
HEREBY ORDERED THAT:**

(1) Defendants' motions to dismiss are **GRANTED IN PART** and  
**DENIED IN PART** as follows:

(A) As to Plaintiff's claims for negligence and intentional  
infliction of emotional distress, the motion is **GRANTED**.

(B) As to Plaintiff's claims for fraud, fraudulent  
misrepresentation, and civil conspiracy, the motion is **DENIED**.

(2) Defendants' motions to strike the Plaintiff's claim for punitive  
damages and trial by jury are **DENIED**.

Sylvia H. Rambo  
SYLVIA H. RAMBO  
United States District Judge

Dated: December 21, 2001.

UNITED STATES DISTRICT COURT  
FOR THE  
MIDDLE DISTRICT OF PENNSYLVANIA

\* \* MAILING CERTIFICATE OF CLERK \* \*

Re: 1:01-cv-01065 Shaffer v. Graybill

True and correct copies of the attached were mailed by the clerk  
to the following:

Robert J. White, Esq.  
P.O. Box 3005  
York, PA 17402 Fax No.: (717) 699-2895

Marvin Beshore, Esq.  
Milspaw & Beshore  
130 State Street  
Harrisburg, PA 17108-0946 Fax No.: (717) 236-0791

Charles P. Brown, Esq.  
Nicholas & Foreman, P.C.  
4409 North Front Street  
Harrisburg, PA 17110

Harris J. Chernow, Esq.  
Arthur L. Pressman, Esq.  
John J. Jacko III, Esq.  
Pearlette V. Toussant, Esq.  
Buchanan Ingersoll Professional Corporation  
Eleven Penn Center, 14th Floor  
1835 Market St.  
Philadelphia, PA 19103-2895

cc:

Judge (X )  
Magistrate Judge ( )  
Ct Reporter ( )  
Ctroom Deputy ( )  
Orig-Security ( )  
Other \_\_\_\_\_ ( )

( ) Pro Se Law Clerk  
( ) INS

MARY E. D'ANDREA, Clerk

DATE: December 21st, 2001

BY:

  
Deputy Clerk